

SUSAN T. ERTMER
County Clerk

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Winnebago County

Office of the County Clerk

The Wave of the Future

NOTICE OF CLAIM

Date: April 17, 2014

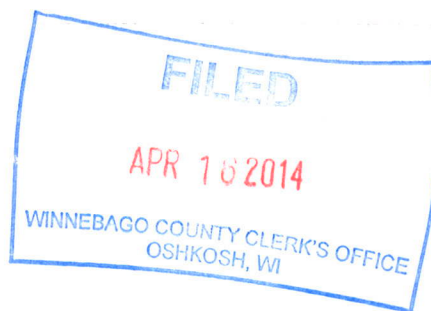
To: Doug, Linda and Joan

Received from: Dorothy Miller

Re: Reimbursement for current and future medical expenses, continuing pain and suffering and loss of enjoyment of life due to injury sustained from fall due to unmarked damaged and broken sidewalk/curb located in front of 532 North Main Street in Oshkosh.

This claim will be presented to the County Board at their April 22, 2014 meeting.

CLAIM FOR DAMAGES



Matthew Bender
4/16/2014

TO: Sue Ertmer
Clerk of Winnebago County, Wisconsin
415 Jackson Street
Oshkosh, WI 54901
Clerk of Winnebago County, WI on behalf of Winnebago County, WI

Susan van Houwelingen
Executive Director
Oshkosh Housing Authority/Winnebago County Housing Authority
600 Merritt Avenue
Oshkosh, WI 54901

Sharon Gibson, Registered Agent
The Hair Connection of Oshkosh, LLC
532 North Main Street
Oshkosh, WI 54901

TO THE ABOVE-NAMED PARTIES
PLEASE TAKE NOTICE:

1. **Dorothy I. Miller** is an adult who resides at 2550-D Havenwood Drive, Oshkosh, Winnebago County, Wisconsin 54904.
2. Dorothy I. Miller was injured due to the negligence of Winnebago County, the Oshkosh/Winnebago County Housing Authority, The Hair Connection of Oshkosh, LLC and their agents and employees.
3. The circumstances of the injuries are as follows: On or about May 2, 2013, Dorothy I. Miller was stepping up from the parking lot onto the sidewalk located in front of The Hair Connection of Oshkosh, LLC, 532 North Main Street, Oshkosh, WI, when she fell due to the damaged and broken sidewalk/curb (which was unmarked), causing her to severely injure her hip, as well as other injuries to her body as a whole.
4. At all times material, the parking lot and sidewalk were owned and/or maintained by Winnebago County, the Oshkosh/Winnebago County Housing Authority, the Hair Connection of Oshkosh, LLC and/or their agents and employees were negligent in their repair, maintenance and warning of defects on the sidewalk and/or parking lot, resulting in injuries to Dorothy I. Miller.

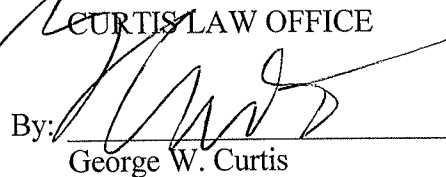
5. On information and belief, Winnebago County, the Oshkosh/Winnebago County Housing Authority, The Hair Connection of Oshkosh, LLC and/or their agents and employees were negligent in their repair, maintenance and warning of defects on the sidewalk and/or parking lot, resulting in injuries to Dorothy I. Miller.

6. The defect existed for sufficient time and Winnebago County, the Oshkosh/Winnebago County Housing Authority, The Hair Connection of Oshkosh, LLC and/or their agents and employees had adequate notice of the defect prior to May 2, 2013.

7. As a direct and proximate result of the negligence of Winnebago County, the Oshkosh/Winnebago County Housing Authority, The Hair Connection of Oshkosh, LLC and/or their agents and employees, Dorothy I. Miller sustained injuries including but not limited to bilateral sacral fractures, nondisplaced fractures of the left superior & inferior pubic rami, left hip strain and disruption to the integrity of the body as a whole necessitating treatment by hospital and doctor, further resulting in loss of enjoyment of life; incurring of medical expenses in the amount of \$42,622.67, continuing pain and suffering; future medical expense and handicapping her in the enjoyment of life.

8. WHEREFORE, Dorothy I. Miller demands satisfaction in the amount of \$200,000 against Winnebago County, the Oshkosh/Winnebago County Housing Authority, The Hair Connection of Oshkosh, LLC.

Dated this 14th day of April, 2014.


By: _____
George W. Curtis
Attorney for Plaintiff
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State Bar No. 1008548